

AMENDMENTS TO LB 564

(Amendments to E & R amendments, AM7188)

1           1. Insert the following new sections:

2           "Sec. 11. Sections 11 to 16 shall be known and may be  
3 cited as the Sex Offender Loitering Act.

4           Sec. 12. For purposes of the Sex Offender Loitering Act:

5           (1) Loiter means standing or sitting idly whether or not  
6 a sex offender is in a vehicle or remaining in or around school  
7 property; and

8           (2) Sex offender means a person convicted in this state  
9 or any other jurisdiction of any type of sexual assault, offense  
10 involving child pornography, or indecent exposure.

11          Sec. 13. (1) It is unlawful for a sex offender to  
12 knowingly loiter on a public way within five hundred feet of, or be  
13 present in, any public or private school building or real property  
14 comprising any school, or in any conveyance owned, leased, or  
15 contracted by a public or private school to transport students to  
16 or from school or a school-related activity, when persons under the  
17 age of eighteen years are present in the building, on the grounds,  
18 or in the conveyance, unless the sex offender meets one of the  
19 following conditions:

20          (a) The sex offender is the parent or guardian of a  
21 student present in the building, on the grounds, or in the  
22 conveyance and the sex offender is dropping off or retrieving the  
23 biological child from school property;

1           (b) The sex offender is the parent or guardian of a  
2           student and has a scheduled meeting with the biological child's  
3           teacher or principal; or

4           (c) The sex offender has received permission to be  
5           present from the principal or administrator of the school or from  
6           the school board. If permission is granted by the administrator of  
7           the school or the school board, the principal shall be notified  
8           whenever the sex offender will be present on school grounds.  
9           Notification includes the nature of the sex offender's visit and  
10          the hours in which the sex offender will be present in the school.

11          (2) The sex offender is responsible for notifying the  
12          principal's office when he or she arrives on school property and  
13          when he or she departs from the school property. If the sex  
14          offender is to be present in the vicinity of children, the sex  
15          offender has the duty to remain under the direct supervision of a  
16          school official.

17          Sec. 14. It is unlawful for a sex offender to knowingly  
18          present himself or herself in any public or private school  
19          building, real property comprising any school, or in any conveyance  
20          owned, leased, or contracted by a school to transport students to  
21          or from school or a school-related activity for purposes of seeking  
22          employment or volunteering when persons under the age of eighteen  
23          years are present in the building or conveyance.

24          Sec. 15. No sex offender required to register under the  
25          Sex Offender Registration Act shall reside within one-quarter mile  
26          of any public or private school building or real property  
27          comprising any school attended by persons under the age of eighteen

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1 years. Nothing in this section prohibits a sex offender from  
2 residing within the one-quarter mile limit if the property is owned  
3 by the sex offender and was purchased before the effective date of  
4 this act.

5           Sec. 16. A sex offender who violates the Sex Offender  
6 Loitering Act is guilty of a Class IV felony."

7           2. Renumber the remaining section accordingly.